

line of section seven of said act, and reading as follows: Power to appoint officers.
 "They shall appoint a clerk, assessor and constable, and such other officers as may be deemed necessary, and to prescribe by by-laws the duties of such officers when not defined by law," shall be changed so as to read as follows, to wit: They shall appoint such other officers not herein named as may be deemed necessary, and to prescribe by by-laws the duties of such officers when not defined by law.

SEC. 4. This act shall take effect and be in force from When act to take effect.
 and after its passage.

Approved March 1, 1871.

CHAPTER XXVIII.

An Act to amend an act, entitled an act to Incorporate the City of Minneapolis, approved February sixth, one thousand eight hundred and sixty-seven. March 1, 1871.

- SECTION 1. Amendment to Section two (2), Chapter six (6) of the act incorporating the City of Minneapolis, Special Laws of 1867. Council authorized to take private property for public use.
2. Amendment to Section three (3), of said act. Repeal of certain clause—damages for appropriating private property, how ascertained.
3. When act to take effect.

Be it enacted by the Legislature of the State of Minnesota:

SECTION 1. That section two of chapter six, of an act entitled an act to incorporate the city of Minneapolis, approved February sixth, one thousand eight hundred and sixty-seven, be amended by adding thereto the following, to-wit: "And said common council shall have power, whenever it shall be necessary for such purposes, to condemn, take and use private property, for the laying Authorized to take private property for public use.

out, opening and altering highways, streets, alleys, lanes, public squares and grounds, and the constructing and opening of reservoirs, cisterns, gutters and sewers within said city, subject to the assessment of damages as hereinafter provided."

Repeal of certain
clause—damages
how ascertained.

SEC. 2. That the following words and clause contained in the last three lines of section three, of the same chapter, to-wit: "And the property shall not be taken until said appeal is heard and determined," be stricken out and repealed, and that there be inserted in place thereof the following, to-wit: *Provided*, That the taking of such appeal shall not have the effect to delay the taking and use of such private property, for such contemplated improvement, but upon the payment by order of the common council of the amount of the award made for damages by such commissioners, into the district court in the same manner that moneys are paid into court, the city may enter upon and appropriate such property for the purpose of such improvement without delay.

When act to take
effect.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved March 1, 1871.